

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

MARK IANELLI,

Plaintiff,

v.

SERGEANT MICHAEL HARVEY, et al.,

Defendants.

:
:
: **CIVIL ACTION**
: **No. 19-4964**
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:
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Verdict Sheet

FEDERAL CLAIMS UNDER § 1983

1. Liability – Excessive Force

1(A) Do you find Plaintiff Mark Ianelli proved, by a preponderance of the evidence, that Defendant Michael Harvey intentionally committed an act, under color of state law, that violated Mr. Ianelli's right to be free from excessive force?

YES X NO

Proceed to Question 2(A).

STATE LAW CLAIMS

2. Liability – Assault & Battery

2(A) Do you find Plaintiff Mark Ianelli proved, by a preponderance of the evidence, that Defendant Michael Harvey assaulted and/or battered him, as defined by Pennsylvania law?

YES X NO

If you answered "No," please skip to Section 3. If you answered "Yes," please proceed to Question 2(B).

2(B) Do you find Plaintiff Mark Ianelli proved, by a preponderance of the evidence, that Defendant Michael Harvey's actions as outlined in Question 2(A) constituted "willful misconduct"?

YES _____ NO X

Proceed to Section 3.

DAMAGES

3. Compensatory Damages

***Only** answer the questions in Sections 3 & 4 if you have answered "YES" in response to any of the following questions (as outlined above): 1(A) or 2(B).*

If you did not answer "YES" Questions 1(A) or 2(B), your deliberations are over. Please sign and date the verdict sheet and notify the Court.

3(A) What amount of compensatory damages, if any, do you award Plaintiff Mark Ianelli to compensate him for the injuries he sustained as a result of the Defendant's conduct described above?

\$ 5,000

Proceed to Section 4.

4. Punitive Damages

4(A) Do you find that Defendant Michael Harvey acted maliciously or wantonly in violating Plaintiff's rights?

YES _____ NO X

If you answered "No," skip Question 4(B); your deliberations are over skip. If you answered "Yes," please proceed to Question 4(B).

4(B) If you answered "Yes" to Question 4(A), you are permitted (but not required) to award punitive damages. State the amount of punitive damages, if any, that you award to the Plaintiff.

\$ N/A

Your deliberations are over. Please sign and date the verdict sheet and notify the Court.

Date: 4/20

BY: 

Foreperson

